

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

CHARLES SMALL,

Plaintiff,

v.

MATTHEW MARTEL, as an individual and as
the Warden from the California Rehabilitation
Center, et al.,

Defendants.

Civil No. 09-cv-0913-JM (POR)

**ORDER SCHEDULING SETTLEMENT
DISPOSITION CONFERENCE**

On August 22, 2011, the Court held a Settlement Disposition Conference. Appearing were: Karen Albence, Esq., counsel for Plaintiff; and John Walters, Esq., counsel for Defendants. Counsel represent the case remains settled. However, counsel for Defendants represents the estimated date for payment is still unknown, and therefore both counsel request additional time to file the Joint Motion for Dismissal. Good cause appearing, IT IS HEREBY ORDERED:

1. A Joint Motion for Dismissal shall be submitted to the Honorable Jeffrey T. Miller on or before **October 24, 2011**. A courtesy copy shall be delivered to the chambers of the Honorable Louisa S Porter. The courtesy copy shall be lodged with chambers via e-mail to efile_Porter@casd.uscourts.gov.
2. If a Joint Motion for Dismissal is not submitted on or before October 24, 2011, then a Settlement Disposition Conference shall be held on **October 25, 2011, at 1:30 p.m.** before Judge Porter. The conference shall be telephonic, with attorneys only. Defendants' counsel shall arrange and initiate the conference call.

